



PTO/SB/31 (08-03)

Approved for use through 07/31/2008. OMB 08551-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Docket Number (Optional)
1049.002US1I hereby certify that this correspondence is facsimiled to the USPTO
on April 11, 2004

Signature _____

Typed or printed
name Michael DryjaIn re Application of
Curry et al.Application Number
09/683,995Filed
3/10/2002For Email messaging program with built-in video and/or audio
media recording and/or playback capabilitiesArt Unit
2155Examiner
Khanh Q. DinhApplicant hereby **appeals** to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 1.17(b))

\$ 165.00☒ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is indicative of
the Notice of Appeal fee, reduced by half.☒ Appeal brief submitted in conjunction with the Notice of Appeal, fee payable under 37 CFR 1.17(c) \$ 165.00☒ Payment by credit card for the total sum of \$330. Form PTO-2038 is attached.☐ The Director has already been authorized to charge any fees in this application to a Deposit Account.
I have enclosed a duplicate copy of this sheet.☐ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment
to Deposit Account No. _____. I have enclosed a duplicate copy of this sheet.☐ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.**WARNING:** Information on this form may become public. Credit card information should not
be included on this form. Provide credit card information and authorization on PTO-2038.

I am the

☐ applicant/inventor.☐ assignee of record of the entire interest.
See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed.
(Form PTO/SB/96)☒ attorney or agent of record.
Registration number 39,862☐ attorney or agent acting under 37 CFR 1.34(a).
Registration number if acting under 37 CFR 1.34(a) _____

Signature

Michael Dryja

Typed or printed name

425-427-5094

Telephone number

4-11-04

Date
NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required.
Submit multiple forms if more than one signature is required, see below*.☒ *Total of 1 forms are submitted.

This collection of information is required by 37 CFR 1.181. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

04/12/2004 GWORDDF1 00000138 09683995

01 FC:2401

165.00 OP